

16328



SHANKS & HERBERT

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July 3, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
JUL 08 2003
TECH CENTER 1600/2900

Re: U.S. Patent Application
Serial No.: 10/032,495
Filed: January 2, 2002
For: *A Method For Producing A Population Of
Homozygous Stem Cells Having A Pre-Selected
Immunotype And/Or Genotype, Cells Suitable For
Transplant Derived Therefrom, And Materials And
Methods Using Same*
Attorney Docket No.: 0249-0002US

Sir:

The following documents are forwarded herewith for appropriate action by the
U.S. Patent and Trademark Office:

1. Petition for Extension of Time Under 37 C.F.R. § 1.136;
2. Response to Restriction Requirement;
3. Check in the amount of \$110 (1-month extension of time fee); and
4. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of
filing of these documents, and that it be returned to our courier.

Respectfully submitted,

SHANKS & HERBERT

Toni-Junell Herbert
Reg. No. 34,348

San Diego

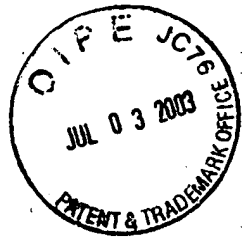
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#13
aa
7/10/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of: Yan, W.

Appl. No. 10/032,495

Filed: January 2, 2002

For: A Method For Producing A Population Of
Homozygous Stem Cells Having A Pre-Selected
Immunotype And/Or Genotype, Cells Suitable
For Transplant Derived Therefrom, And Materials
And Methods Using Same

Art Unit: 1632

Examiner: LI, QIAN J

Atty. Docket: 0249-0002US

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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated May 19, 2003, requesting an election of claims in the above-referenced patent application, Applicants hereby provisionally elect to prosecute the claims of **Group V (Claims 28-33)**, without traverse.

This election is made without prejudice to or disclaimer of the other claims or inventions disclosed. Applicants reserve the right to file one or more divisional applications to the non-elected groups. Accordingly, reconsideration and withdrawal of the Restriction Requirement, and consideration and allowance of all pending claims, is respectfully requested.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees

required therefor are hereby authorized to be charged to Deposit Account No. 50-0622.

Respectfully submitted,

SHANKS & HERBERT



By: Toni-Junell Herbert

Reg. No. 34,348

Date: 7/3/03

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